#### 40 CFR Ch. I (7-1-08 Edition)

### § 74.25

paragraph (a) of this section is established as applicable to the combustion source:

(c) Averaging time associated with the allowable emissions rate under paragraph (a) of this section.

# §74.25 Current promulgated SO<sub>2</sub> emissions limit.

The designated representative shall submit the following data:

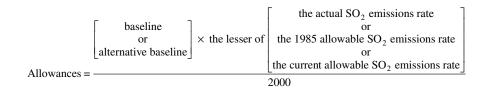
(a) Current promulgated SO<sub>2</sub> emissions limit of the combustion source, expressed in lbs/mmBtu, which shall be the most stringent federally enforceable emissions limit that has been promulgated as of the date of submission of the opt-in permit application and that either is in effect on that date or will take effect after that date. If the promulgated SO<sub>2</sub> emissions limit is not expressed in lbs/mmBtu, the limit shall be converted to lbs/mmBtu by multiplying the limit by the appropriate factor as specified in Table 1 of §74.23(a)(1)(i).

- (b) Citations of statute, regulation and any other authority under which the emissions limit under paragraph (a) of this section is established as applicable to the combustion source;
- (c) Averaging time associated with the emissions limit under paragraph (a) of this section.
- (d) Effective date of the emissions limit under paragraph (a) of this section.

#### § 74.26 Allocation formula.

- (a) The Administrator will calculate the annual allowance allocation for a combustion source based on the data, corrected as necessary, under §74.20 through §74.25 as follows:
- (1) For combustion sources for which the current promulgated  $SO_2$  emissions limit under §74.25 is greater than or equal to the current allowable  $SO_2$  emissions rate under §74.24, the number of allowances allocated for each year equals:

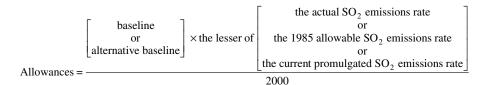
- (2) For combustion sources for which the current promulgated  $SO_2$  emissions limit under §74.25 is less than the current allowable  $SO_2$  emissions rate under §74.24.
- (i) The number of allowances for each year ending prior to the effective date of the promulgated  $SO_2$  emissions limit equals:



(ii) The number of allowances for the year that includes the effective date of

the promulgated  $SO_2$  emissions limit and for each year thereafter equals:

## **Environmental Protection Agency**



[60 FR 17115, Apr. 4, 1995, as amended at 63 FR 18841, Apr. 16, 1998]

#### §74.28 Allowance allocation for combustion sources becoming opt-in sources on a date other than January 1.

- (a) Dates of entry. (1) If an opt-in source provided monthly data under §74.20, the opt-in source's opt-in permit may become effective at the beginning of a calendar quarter as of January 1, April 1, July 1, or October 1.
- (2) If an opt-in source provided annual data under §74.20, the opt-in

source's opt-in permit must become effective on January 1.

(b) Prorating by Calendar Quarter. Where a combustion source's opt-in permit becomes effective on April 1, July 1, or October 1 of a given year, the Administrator will prorate the allowance allocation for that first year by the calendar quarters remaining in the year as follows:

Allowances for the first year

$$= \left(\frac{\text{first year partial baseline}}{\text{baseline or alternative baseline}}\right) \times \text{annual allocation of allowances for the first year}$$

(1) For combustion sources that commenced operations before January 1, 1985,

 $\sum_{\text{Year}=1985}^{1987} \text{ fuel consumption for remaining calendar quarters}$  first year partial baseline =  $\frac{\text{Year}=1985}{3}$ 

(2) For combustion sources that commenced operations after January 1, 1985,

first year partial baseline = 
$$\sum_{\text{First 3 consecutive warrs}} \frac{\text{fuel consumption for the remaining calendar quarters}}{3}$$

- (3) Under paragraphs (b) (1) and (2) of this section,
- (i) "Remaining calendar quarters" shall be the calendar quarters in the

first year for which the opt-in permit will be effective.

(ii) Fuel consumption for remaining calendar quarters =